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**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSE OF)	
SUZANNE N. McPHERSON)	STIPULATION AND ORDER
TO PRACTICE AS A)	
LICENSED CLINICAL SOCIAL WORKER)	CASE NO. DOPL 2007- 257
IN THE STATE OF UTAH)	

SUZANNE N. McPHERSON ("Respondent") and the **DIVISION OF
OCCUPATIONAL AND PROFESSIONAL LICENSING** of the Department of Commerce of
the State of Utah ("Division") stipulate and agree as follows

- 1 Respondent admits the jurisdiction of the Division over Respondent and over the
subject matter of this action
- 2 Respondent acknowledges that Respondent enters into this Stipulation knowingly and
voluntarily

3 Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter

4 Respondent understands that Respondent is entitled to a hearing before the State of Utah's Social Worker Licensing Board ("Board") or another Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses Respondent acknowledges that by executing this document Respondent hereby waives the right to a hearing and any other rights to which Respondent may be entitled in connection with said hearing

5 Respondent waives the right to the issuance of a Petition and a Notice of Agency Action in this matter

6 Respondent acknowledges that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document and may be released to other persons and entities

7 Respondent admits the following facts are true

- a On or about August 3, 1999 Respondent was licensed as a clinical social worker in the State of Utah As a clinical social worker in Utah, Respondent is considered a mental health therapist
- b On or about December 8, 2006, Respondent began employment at a substance abuse counseling business co-owned by two substance abuse counselors (LSAC) licensed in Utah Respondent was hired, in part, to supervise a number of LSACs at the substance abuse counseling business Pursuant to Utah Code Ann § 58-60-102(5), § 58-60-103, and § 58-60-502(7), an LSAC must practice under the general supervision of a mental health therapist LSACs may not engage in the practice of mental health therapy whether or not they are under the supervision of a mental health therapist

- c On or about January 29, 2007, S M (identity withheld for purposes of confidentiality), who is one of the two co-owners of the substance abuse counseling business, an LSAC, and Respondent's employer, engaged in the practice of mental health therapy by completing a client evaluation on client Jane Doe (identity withheld for purposes of confidentiality) The evaluation included administering and scoring diagnostic tests S M made a diagnosis and treatment recommendations pursuant to the Diagnostic and Statistical Manual of Mental Disorders IV
- d On or about April 5, 2007 K M (identity withheld for purposes of confidentiality), an LSAC employed at the substance abuse counseling business, engaged in the practice of mental health therapy by completing a treatment plan for Jane Doe Respondent did not participate in the development of or approve the treatment plan for Jane Doe
- e On or about September 20, 2007 Respondent admitted to Division investigators that Respondent had no interaction with Jane Doe, either in person or otherwise

8 Respondent admits that Respondent's conduct described above is unprofessional conduct as defined under Utah Code Ann § 58-1-501(2)(a) and (b), § 58-60-508(d), (e), and (f), and Principles 1 01, 1 06, 2 11, and 3 01 of the Ethical Standards of the National Association of Social Workers, and justifies disciplinary action against Respondent's license pursuant to Utah Code Ann § 58-1-401(2)(a) Respondent agrees that an Order, which constitutes disciplinary action against Respondent's license by the Division pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann § 58-1-401(2), shall be entered in this matter providing that Respondent's license shall be publicly reprimanded

9 This Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this non-criminal administrative matter Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and the representations contained therein

shall be null and void, except that the Division and the Respondent waive any claim of bias or prejudgment Respondent might have with regard to the Director by virtue of her having reviewed this Stipulation, and this waiver shall survive such nullification

10 Respondent agrees to abide by and comply with all applicable federal and state laws, regulations, rules and orders related to the Respondent's licensed practice

11 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order There are no verbal agreements that modify, interpret, construe or affect this Stipulation

12 The terms and conditions of this Stipulation and Order become effective immediately upon the approval of this Stipulation and signing of the Order by the Division Director Respondent must comply with all the terms and conditions of this Stipulation immediately following the Division Director's signing of the Order page of this Stipulation and Order Respondent shall complete all the terms and conditions contained in the Stipulation and Order in a timely manner If a time period for completion of a term or condition is not specifically set forth in the Stipulation and Order, Respondent agrees that the time period for completion of that term or condition shall be set by the Board Failure to complete a term or condition in a timely manner shall constitute a violation of the Stipulation and Order and may subject Respondent to revocation or other sanctions

13 If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law Such sanction may include revocation or suspension of Respondent's

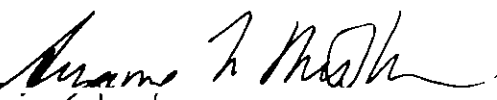
license, or other appropriate sanction

14 Respondent has read each and every paragraph contained in this Stipulation and Order Respondent understands each and every paragraph contained in this Stipulation and Order Respondent has no questions about any paragraph or provision contained in this Stipulation and Order

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

BY 
NOEL TAXIN
Bureau Manager

BY 
SUZANNE N. McPHERSON

DATE 12 19, 07 —

DATE 12 - 19 - 07

MARK L. SHURTLEFF
ATTORNEY GENERAL

BY 
L. MITCHELL JONES
Counsel for the Division

DATE 19 Dec 2007

ORDER

THE ABOVE STIPULATION, in the matter of **SUZANNE N. McPHERSON**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The license of **SUZANNE N. McPHERSON** is hereby publicly reprimanded. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann § 58-1-401(2). The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 19 day of December, 2007

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING

A handwritten signature in black ink, appearing to read "F. David Stanley", with a stylized flourish at the end.

F DAVID STANLEY
Director

Investigator Brittany Butsch